IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

WEDNESDAY, THE 4TH APRIL 2007 / 14TH CHAITHRA 1929

WP(C).No. 11943 of 2007(V)

PETITIONERS:

---

1. MOHAMMED,
   MUNDACKAL HOUSE,
   IRINGOLE KARA,
   PERUMBAVOOR.

2. NAZER,
   MUNDACKAL HOUSE,
   IRINGOLE KARA,
   PERUMBAVOOR.

BY ADV. SRI.P.ALI

RESPONDENTS:

---

1. THE CHAIRMAN,
   MUNICIPALITY,
   PERUMBAVOOR.

2. THE SECRETARY,
   MUNICIPALITY,
   PERUMBAVOOR.

BY ADV. SRI.V.M. KURIAN, SC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 04/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

W.P.(C) No. 11943 OF 2007

Dated this the 4th day of April, 2007

JUDGMENT

Sri.V.M. Kurian, Standing Counsel takes notice on behalf of the Municipality. As rightly submitted by the Standing Counsel, Exts.P4 and P5 are only provisional orders to which Ext.P6 reply has been submitted by the petitioner. Accordingly, the Writ Petition will stand disposed of directing the Municipality to consider Ext.P6 and finalise the issue covered by Exts.P4 and P5 only after hearing the petitioner. The issue will be finalised as directed above within one month of receiving copy of this judgment. Till such time as a decision is taken after considering Ext.P6 and communicated to the petitioner, the petitioner's constructions will not be demolished.

PIUS C. KURIAKOSE, JUDGE

btt